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TOWN AND COUNTRY PLANNING ACT 1990 WORKS TO A PRESERVED TREE

Reference: H04-0478-22 **Date of Decision:** 6th July 2022
Applicant: Thomas Cowley High School
School Lane
Donington
Spalding
PE11 4TF
Location: Thomas Cowley High School School Lane Donington Spalding
Description: Works to Donington Tree Preservation Order No 2 1960

Detailed Description:

Application/Notification to carry out works to trees within the grounds of the Thomas Cowley High School, School Lane, Donington.

The lime trees are the subject of Donington Tree Preservation Order No 2 1960, all trees are within Donington Conservation Area.

Please read this consent in conjunction with the various reports and plans supplied with the Application/Notification. (Some advice appears conflicting.)

All below as per the enclosed tree report:

'T0591 - Whitebeam'

'Fell and poison Whitebeam'

'T0069 - Cherry (Not shown in the report as requiring work but upon more recent site inspection the tree condition has deteriorated further and is now 50% dead)' (No objections to removal of deadwood or fell and replace as no indication in Notification e-mail of 20 May 2022 12:09.)

'T0644 - Apple'

'Fell and poison'

'T0044 - Cherry'

'Fell/replace'

'T0015 - Lime'

'Fell and poison'

'T032 - Lime'

'No significant defects/no work required.'

'NT4 - Lime'

'Sever ivy.'

'Clear round base to allow re-inspection.'

'NT5 - Lime'

'Sever ivy'

'Clear round base to allow for reinspection.'

'T0003 - Cherry'

'Sever ivy'

'T0008 - Lime'

'Maintain at current height/size'

'T0060 - Cherry'

'No significant defects/no work required.'

'G1 - Whitebeam within group'

'Fell and poison Whitebeam'

'G2 - Two dead hawthorns within group'

'Hawthorn in poor condition, appears to be in decline'

'Monitor Hawthorn'.

G3 'Remove deadwood>75mm on Cherry'.

'G4 Mixed species group.' 'sever ivy.'

Amendment 07/06/22

T20 - Lime 'To fell and remove' 'due to its poor condition and grid out the stump.'

T0052 'To reduce the two yew trees by approx. 3 m. near the front entrance(see additional tree report attached to support this).

Assessment 19/05/22 .

'Reduce crown by 2.5 metres and spread to north, east and south aspect by 3m. (Note: It would be prudent to include the adjacent yew tree, thus managing the crowns of both trees).'

'T0061 - Hawthorn'

'Crown lifting to 2.4m over footpath.'

'T0062 - Blue cedar'
'Remove hanger'.

'T0064 - Hawthorn'
'Sever ivy'.

'T0070 - Sycamore'
'Epicormic removal'.

'T0071 - Holly'
'Sever ivy'.

'T0088 - Birch'
'Buildings clearance by 2m.'

'T052 - Laburnum'
'Sever ivy'.

'T053 - Lime'.
'Sever ivy'.

'T592 - Alder'
'Sever ivy'.

'T0638 - Yew'
'Reduce by 3m all over'.

'T640 - Yew'
'Sever ivy'

'T639 - Holly'
'Sever ivy'.

South Holland District Council hereby give notice that permission has been GRANTED (or equivalent) subject to the following condition(s):

- 1 That the proposed work is carried out within two years of the date of this decision unless otherwise agreed with the District Council.
- 2 Work is to be carried out in accordance with BSI 3998 : 2010, 'Recommendations for Tree Work'.
- 3 The resulting stumps of the trees should be ground out to at least 300mm below ground level, unless otherwise agreed with the District Council, to help reduce the risk of the stumps harbouring decay fungi which could infect nearby trees.(Take care not to damage the roots of adjacent trees).

Notes:

Please read 'Conditions' as 'Recommendations' for those trees within the Conservation Area but not the subject to a Tree Preservation Order.

Please note that the severing of ivy does not need permission and is included for completeness.

Please note that the removal of dead wood can be carried out without the need to submit a formal written application for works. All works to British Standard 3998 2010 and due regard taken of any Protected Species under the Wildlife and Countryside Act 1981 (as amended) which may be present. The removal of dead wood is included in the description for completeness.

The necessary consent of all other interested parties should be obtained before the works proceed.

Major pruning works to yews should be carried out in May, although minor trimming works may be carried out in August or September. Always check if nesting birds are present before works are to be undertaken and, if present, delay until the fledglings have been reared and have flown the nest.

In this case the duty of the landowner is to plant another tree, of an appropriate size and species, at the same place and as soon as reasonably possible.

It is recommended that all the trees which are to be removed are replaced with the same species (or following agreement with South Holland District Council (the Local Planning Authority) similar species) as the originals, to be of at least 1.5 metres in height on planting, to be planted as near as reasonably practicable, to the position of the original trees, within a period of twelve months.

Modifications to the details may be agreed with the Local Planning Authority.

Please inform the Local Planning Authority as soon as replanting has taken place and indicate the position of the replacement trees. Section 207 of the Town and Country Planning Act 1990 empowers this Authority to issue a Notice formally requiring replacement trees to be planted.

Great care should be used when poisoning stumps not to contaminate the adjacent environment particularly the roots of adjoining trees.

Under the Wildlife and Countryside Act 1981 (as amended) all birds, their nests and eggs are protected by law and it is an offence to damage or destroy the nest of any wild bird while it is in use or being built. In the event of query please contact Natural England on Tel: 03000 603900. Wood pecker holes are mentioned in the apple tree, consider placing appropriate nest boxes, elsewhere within the school grounds to compensate for removal.

Bats are protected species under the Wildlife and Countryside Act 1981 (as amended) and in the event that bats are living in any cavities in the tree(s), or if they are discovered

while the works are taking place, please inform Natural England on Tel:03000 603900
before
works proceed.



Phil Norman
Planning Manager
South Holland District Council

RIGHTS OF APPEAL:

Where an application is made to the Authority for consent and that consent is refused or is granted subject to conditions the applicant, if aggrieved by the decision, may appeal to the Planning Inspectorate (PiNS). Appeals must be received by the PiNS within 28 days of the Council's decision. The appeal should be made on the relevant TPO (consents) appeal form which can be obtained from PiNS. The form can be found on the Planning Portal website at:

www.planningportal.gov.uk/planning/appeals/otherappealcasework/treepreservation

Alternatively a form can be obtained by writing to The Environment Team, Room 3/25 Hawk Wing, Temple Quay House, 2 The Square, Bristol, BS1 6PN or telephone on 0117 3728192

If you visit the Planning Portal web site you will be able to complete the appeal form and return it to PiNS electronically via the email address:

environment.appeals@pins.gsi.gov.uk